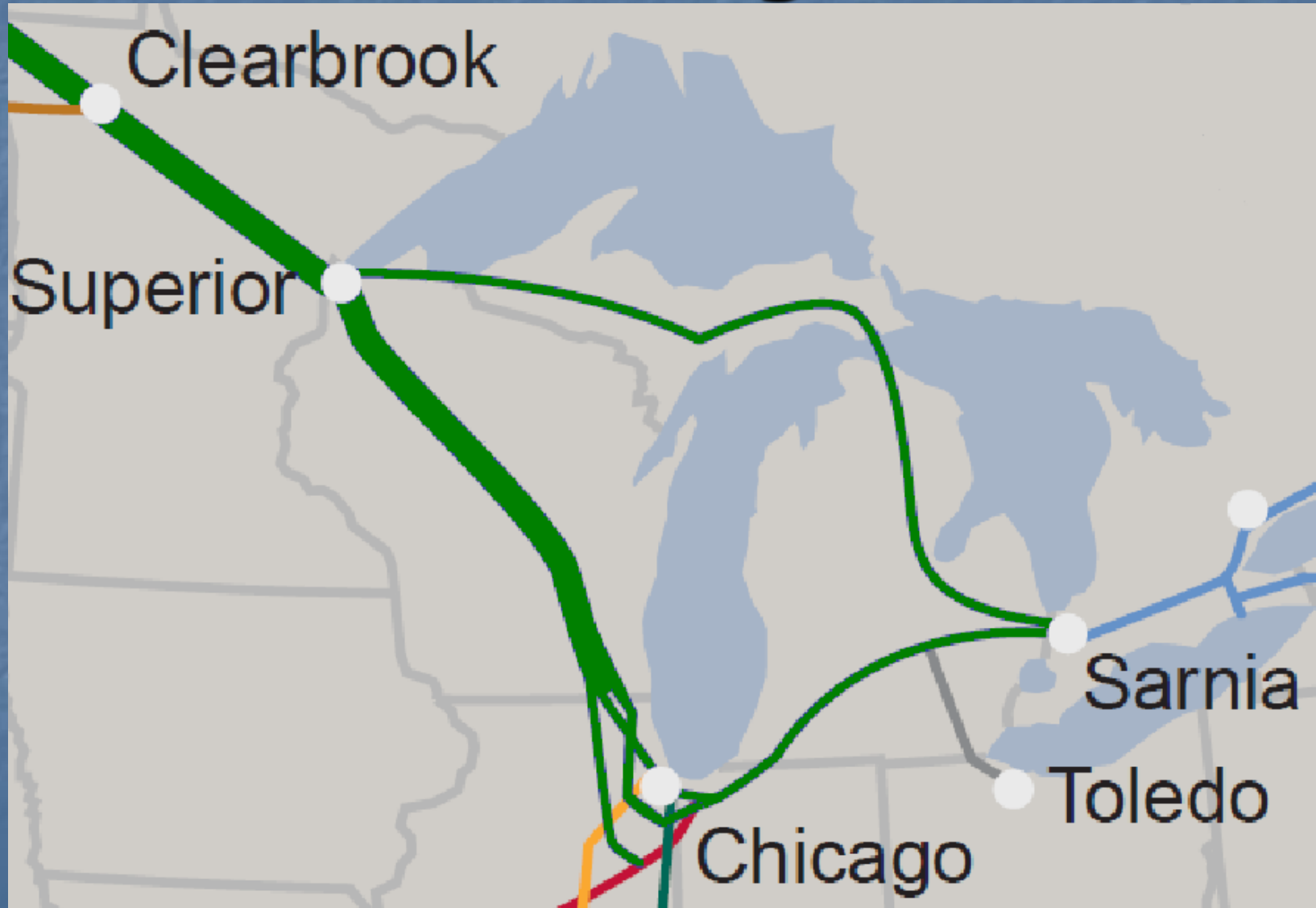




Public Forum
August 26, 2010
Marshall Middle School Auditorium
Enbridge Line 6B Rupture

Lakehead Pipeline System in Michigan



Federal Officials in Attendance

Pipeline Regulator:

Deputy Secretary John Porcari, Dept. of Transportation

Alan Mayberry, Deputy Associate Administrator for Field Operations,
Pipeline and Hazardous Materials Safety Administration (PHMSA)

David Barrett, PHMSA's Central Region Director

Responders:

Susan Hedman, Region 5 Director, Environmental Protection Agency
(EPA)

Mark Durno, EPA's Deputy Incident Commander

Lisa Williams, Wildlife Branch Deputy Director, Fish and Wildlife
Service (FWS)

Lead investigator:

Chairman Deborah A.P. Hersman, National Transportation Safety
Board (NTSB)

Enbridge: What We Know

- In October 2007, Enbridge conducted an inspection of Line 6B and identified 140 defects on the line that required repair within 180 days or a pressure reduction. Enbridge chose to make only 26 repairs, leaving 114 defects UNREPAIRED.
- In June 2009, Enbridge conducted another inspection of Line 6B and identified 250 defects on the line that again required repair within 180 days or a pressure reduction. Enbridge chose to make just 35 repairs, leaving 215 defects UNREPAIRED.
- Enbridge left 329 defects on Line 6B, which remain TODAY, including one under the St. Clair River. On July 15, 2010, Enbridge requested a 2½ year extension while it “considers” whether to make repairs or replace pipe.
 - **“In regards to the defect under the St. Clair River: Enbridge President and CEO Patrick Daniel and Vice President Stephen Wuori downplayed any risks from the dent Wednesday, saying it is ‘not an urgent matter.’”- *Detroit Free Press* (August 26, 2010)**

Enbridge: What We Know, cont.

- According to DOT, Enbridge is responsible for more than 80 pipeline incidents since 2002.
- Enbridge was just fined \$2.4 million for violations stemming from an incident in Clearbrook, Minnesota, involving the death of two workers. Additionally, Enbridge was fined for violations from incidents involving pipeline corrosion in Louisiana and Oklahoma.
- Enbridge has a history of violations including deficiencies in its integrity management plan, maintenance procedures, and operator qualification standards.
- Enbridge was issued a warning by PHMSA in January 2010 for disconnecting five corrosion control monitors on Line 6B.

Enbridge: What We Know, cont.

Fast forward to Sunday, July 25, 2010:

- Events leading to the rupture started at 5:58 PM
- The pipeline control room in Edmonton, Alberta experienced multiple alarms for over 13 hours warning Enbridge that there was an imbalance of crude oil in the pipeline.



Enbridge: What We Know, cont.

- Starting at 9:26 PM, 911 callers began reporting gas odors in Marshall, MI.
- The control room began inquiring about possible gas odors in the area at around 10:00 AM on July 26, 2010.
- Enbridge did not send anyone out to the line. The rupture was discovered by Consumers Energy at 11:18 AM on the 26th.
- Enbridge didn't report the rupture to the National Response Center until 1:33 PM.

Law on Reporting a Spill

- Congress directed that:
 - “Each owner or operator of a pipeline facility shall provide ***immediate*** telephonic notice of a release of hazardous liquid...”
 - This notice is required when there has been a “Release of 5 gallons or more of hazardous liquid...”
- PHMSA says “immediate” means “at the ***earliest practicable moment*** following discovery of a release of the hazardous liquid...”
- PHMSA’s current guidance asks that a company report an incident no more than **2 hours** after discovery.
- Mark introduced bi-partisan legislation, H.R. 6008, the Corporate Liability and Emergency Accident Notification (CLEAN) Act to clarify the intent of “immediate telephonic notice” to be no more than 1 hour after discovery of a hazardous liquid release.

According to the NTSB, the rupture length is approximately 6 1/2 feet long and 4 1/2 inches wide at the widest location



An estimated 1 million gallons of crude oil spilled into Talmadge Creek and the Kalamazoo River

Pipeline Safety Assurance

- August 9: Enbridge submits a plan to DOT to begin restart process
- August 10: PHMSA rejects Enbridge plan
- August 13: Enbridge submits revised plan; currently under DOT consideration. This plan does not require Enbridge to fix the deficiencies in the pipeline.





- If you need assistance related to the Enbridge Oil Spill or have other questions or concerns regarding the spill, please contact my District office:

Toll-Free: (877) 737-6407

Fax: (517) 780-9081

Email: concernstoschauer@gmail.com

- If you would like to submit a statement, question or concern to the Committee on Transportation and Infrastructure regarding the Enbridge oil spill, I will make sure they get into the record for the Sept. 15, 2010 hearing. Submit your statement by fax or email to:

Fax: (202) 225-6281

Email: concernstoschauer@gmail.com